

No. 3943 Equity

To the Honorable the Judges of the Circuit Court for Frederick County,
sitting as a Court of Equity.

The Bill of Complaint of John H. Alexander, Jeremiah C. Alexander
Ann Barbara Martz and her husband Andrew Martz Elizabeth Shoemaker
and her husband Samuel Shoemaker humbly shows that a certain
Robert Alexander late of Frederick County State of Maryland departed this
life on or about the month of August in the year 1873 intestate seized
and possessed in fee of certain Real Estate situate lying and being in
the County and State aforesaid and which was conveyed to him
by four separate and distinct deeds of conveyance all of which
are duly recorded among the Land Records of Frederick County
an accurate description of said Real Estate is contained in the
certified copies of said deed herewith filed marked respectively
Exhibits A B C & D which together with all other Exhibits herewith
filed or to be filed your Complainants further may be taken and
considered as part of this their Bill of Complaint. Your Complain-
ants state that said Robert Alexander at the time of his death left
no widow surviving him but left the following Children his
heirs at Law to whom said Lands descended to wit: John H.
Alexander and Jeremiah C. Alexander both Adults and residents of
Frederick County State of Maryland, Ann Barbara Martz
intemarried with Andrew Martz Elizabeth Shoemaker intemarried
with Samuel Shoemaker all of whom are Adults and residents
of Washington County, State of Maryland. Mary Margaret
Rephart intemarried with Joshua Rephart both adults of
Alltona in the State of Pennsylvania both non-residents of the
State of Maryland and do not reside therein. Your Complain-
ants further state that it is impossible for the aforesaid heirs
at Law to agree upon a division of the said Real Estate.
Your Complainants further state that said Real Estate
is not susceptible of partition or division and that it cannot
be divided without loss or injury to the parties interested
and your Complainants are advised that they are entitled
to have the same sold and the proceeds thereof distributed
among all the parties in proportion to their respective interests.
Your Complainants further state that it will be for the inter-
est and advantage of all the said parties to sell the aforesaid
Lands and to divide the proceeds as aforesaid. To the end
therefore that the said Defendants hereinbefore named may
answer the several matters and things hereinbefore stated and
that the Real Estate mentioned in these proceedings may
be sold under a decree of this Court and the proceeds of
sale thereof distributed amongst the parties entitled to the
same and that your Complainants may have such other &
further relief in the premises as the nature and Equity of
their case may require. May it please your Honors to grant
unto your Complainants an order of publication giving

Exhibit A